

1 Gregory P. Olson (Ca. Bar No. 177942)  
2 LAW OFFICE OF GREGORY P. OLSON  
3 501 West Broadway, Suite 1370  
4 San Diego, CA 92101  
5 Telephone: (619) 564-3650  
6 Facsimile: (619) 233-1969  
7 [greg@olsonesq.com](mailto:greg@olsonesq.com)

8 Daniel Kotchen (*Pro Hac Vice Application Forthcoming*)  
9 Daniel Low (*Pro Hac Vice Application Forthcoming*)  
10 Robert Klinck (*Pro Hac Vice Application Forthcoming*)  
11 KOTCHEN & LOW LLP  
12 2300 M Street NW, Suite 800  
13 Washington, DC 20037  
14 Telephone (202) 416-1848  
15 Facsimile: (202) 280-1128  
16 [dkotchen@kotchen.com](mailto:dkotchen@kotchen.com)  
17 [dlow@kotchen.com](mailto:dlow@kotchen.com)  
18 [rklinck@kotchen.com](mailto:rklinck@kotchen.com)

19 *Attorneys for Plaintiffs*

20 IN THE UNITED STATES DISTRICT COURT  
21  
22 SOUTHERN DISTRICT OF CALIFORNIA

23 SAMBREEL HOLDINGS LLC; YONTOO LLC;  
24 and THEME YOUR WORLD LLC,

25 Plaintiffs,

26 vs.

27 FACEBOOK, INC.,

28 Defendant.

29 Case No. 3:12-CV-00668-W-KSC

30 **DECLARATION OF MARKUS LEVIN IN  
31 SUPPORT OF MOTION FOR  
32 PRELIMINARY INJUNCTION**

33 Hon. Thomas J. Whelan

34 Hearing Date: April 23, 2012  
35 Hearing Time: 10:00 a.m.  
36 Dept: Courtroom 7

37 **DECLARATION OF MARKUS LEVIN**

38 I, Markus Levin, declare as follows:

39 1. I am the Chief Executive Officer of Sterkly LLC, which is a subsidiary of Sambreel  
40 Holdings LLC (“Sambreel”). My primary responsibility is to interact with the entities that market  
41 Sambreel’s products.

42 2. Sambreel uses a number of entities to market or advertise its products to acquire new

- 1 users. One entity that Sambrel used in the past was Neverblue, which is known as an affiliate network.
- 2 Neverblue used third parties to market Sambrel's products. In addition to affiliate network marketing,
- 3 Neverblue offers traditional online advertising and social networking advertising.

4       3.     In August 2011, Sambrell learned that Facebook had approached Neverblue regarding its  
5 marketing of Sambrell products. Based on those discussions, we learned that Facebook was threatening  
6 to deactivate any Neverblue links that appeared on Facebook if Neverblue continued to market  
7 PageRage.

8 4. Neverblue ceased doing business with Sambrel as a result of Facebook's pressure.

9       5.     Exhibit 19 to Sambrell's Notice of Lodgment is a true and correct copy of an e-mail sent  
10 by Reed Pridy of Neverblue and received by one of my direct reports – Marko Nikolic – on August 29,  
11 2011.

12 I declare, under penalty of perjury, that the foregoing is true and correct to the best of my  
13 knowledge.

14 Executed this 16th day of March 2012, at Carlsbad, California.

Markus Levin